

**DUQUESNE BOARD OF ALDERMEN  
OCTOBER 14, 2019 MEETING MINUTES**

**CALL TO ORDER** The regular meeting for the Duquesne Board of Aldermen was called to order at 7:00 p.m. by Mayor Gary Heilbrun.

**ROLL CALL** Answering Roll Call were Aldermen Jane Baine, Barbara Welch, Adam Hogan, Chris Ellsworth and Gary Heilbrun. Also in attendance was City Attorney Mike Talley.

**PLEDGE OF ALLEGIANCE** to the United State of America was led by Mayor Gary Heilbrun.

**INVOCATION** was read by City Clerk Melody Cundiff.

**AGENDA** Motion made by Barbara Welch, second by Jane Baine to approve the amended agenda to include adding Duquesne PD Activities Committee and removing Ocean Adventures. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**PUBLIC HEARINGS**

Ordinance Amending Title IV Land Use Chapter 404:

Opened at 7:03pm

Public Comments: Alderman Chris Ellsworth reported that P & Z suggested that the family definition needed to be amended to include individual persons.

Public Hearing closed at 7:05pm

Rezoning Application for 1910 S. Duquesne:

Opened at 7:06pm

Public Comments: Alderman Chris Ellsworth stated that the representative was not present at the meeting so the public hearing was adjourned until the November 11<sup>th</sup> meeting. The Board adjourned any further discussion on this matter until the 11/11/2019 meeting.

Public Hearing closed at 7:07pm

**MINUTES** Motion made by Jane Baine, second by Barbara Welch to approve the September 9<sup>th</sup> regular meeting minutes as presented. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

Motion made by Barbara Welch, second by Jane Baine to approve the September 27<sup>th</sup> special meeting minutes as presented. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**TRUNK OR TREAT EVENT** Flo Dempsey and Sara Ellsworth spoke to the Board about having a Trunk of Treat event on October 26<sup>th</sup> from 5 – 7 p.m. Flo Dempsey asked that the Board approve the establishment of a checking account for the Duquesne PD Activities Fund. City Attorney Mike Talley addressed the fact that once this committee is established that the checking account will be a city account, that the committee will need to post agendas, as well as taking minutes at each meeting and having them available.

**PRELIMINARY SITE PLAN REVIEW – ADAMS AUTOMOTIVE** Alderman Chris Ellsworth stated that the P & Z approved it with the conditions listed on the punch list. The Board was informed that all of those punch list items has been completed. Motion made by Chris Ellsworth, second by Adam Hogan to

approve the Adams Automotive Preliminary Site Plan Review Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**FINAL SITE PLAN REVIEW/APPROVAL – TERRACE GREEN** Alderman Chris Ellsworth stated that the P & Z approved it with the conditions listed on the punch list which has not been met. Motion made by Chris Ellsworth, second by Adam Hogan to table this subject until the next meeting on 11/11/2019.

Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**SPIRE ROAD CUTS** Ryan Conley with Spire spoke to the Board stating that the work on Phase 1 has been complete, Phase 2 will be complete in the next couple of weeks. All the piping will be done on the east side of Duquesne. He went on to say that by going down the east side, they should not have to dig up Duquesne Road at all. They will stake the east side of Duquesne like they did the west side. They will clean up 10<sup>th</sup> and Duquesne to 10<sup>th</sup> and Peters and this will be complete before beginning the next phase. Ryan said that he has requested a more direct address to be included on road cuts. He also let the Board know that the concrete guys should be there next week to complete the street repairs. The main pipe will be going down the east side of Duquesne and any residential piping will be tied into the new 8" line. The old metal pipe that is on the west side of the road will no longer be used but will not be dug up but instead be sealed and closed off.

**FINANCIAL REPORT & BUDGET SUMMARY** Approved and filed for Audit

**BILL SUMMARY** Motion made by Chris Ellsworth, second by Adam Hogan to approve payment of the bills as presented. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**COURT REPORT** September Court Report was presented. Board approved report and filed for audit.

**POLICE DEPARTMENT MONTHLY REPORT** Police Chief Kitch presented to the Board of Aldermen.

**NEW BUSINESS LICENSE** Motion made by Adam Hogan, second by Barbara Welch to approve the new Business License for AAA Window Cleaning. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**BUSINESS LICENSE WITH ALCOHOL SALES** Motion made by Jane Baine, second by Barbara Welch to approve the Business License with Alcohol Sales Renewal for the Shriners Club. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**BUSINESS LICENSE RENEWAL** Motion made by Jane Baine, second by Barbara Welch to approve the Business License Renewal for American Home Inspector. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**BILL 19-18: CHAPTER 610: MISCELLANEOUS BUSINESS REGULATIONS**

Motion made by Jane Baine, seconded by Chris Ellsworth, to place Bill 19-18 on first reading by title only. Motion made by Jane Baine, seconded by Chris Ellsworth to place Bill 19-18 on second reading by title only.

Motion made by Jane Baine, seconded by Barbara Welch, to accept the second and final reading of Bill 19-18 and assign Ordinance #412. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**BILL 19-23: ORDINANCE AMENDING TITLE IV; LAND USE; CHAPTER 404; ZONING REGULATIONS**

Motion made by Jane Baine, seconded by Chris Ellsworth, to place Bill 19-23 on first reading by title only.  
Motion made by Jane Baine, seconded by Chris Ellsworth to place Bill 19-23 on second reading by title only.

Motion made by Jane Baine, seconded by Barbara Welch, to accept the second and final reading of Bill 19-23 and assign Ordinance #413. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**BILL 19-24: REZONING 1910 S. DUQUESNE FROM C-1 TO C-2**

After a discussion among the Board a motion was made by Barbara Welch, second by Jane Baine to table Bill 19-24 until the next meeting on 11/11/2019. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**BILL 19-25: ORDINANCE APPROVING RECREATIONAL PARK/STORMWATER SALES TAX**

Motion made by Jane Baine, seconded by Chris Ellsworth, to place Bill 19-25 on first reading by title only. City Attorney Mike Talley stated that this ordinance calls for this issue to be placed on the ballot and imposes that the tax goes into effect if the voters approve it. There was no sunset provision placed in this ordinance. Motion made by Jane Baine, seconded by Barbara Welch to place Bill 19-25 on second reading by title only.

Motion made by Jane Baine, seconded by Barbara Welch, to accept the second and final reading of Bill 19-25 and assign Ordinance #414. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**OLD BUSINESS:**

**UPDATE OF CITY MATTERS** Nothing to report.

**ALDERMAN INTERACTION** Alderman Jane Baine stated that she had been reading in the Joplin Globe that Joplin will be getting ready to redo some of their retention ponds and such by the end of the year. She was just wondering if this will affect the Duquesne sewer bills.

**PUBLIC COMMENTS** Rick Gamboa, 4005 E. 20<sup>th</sup> spoke to the Board about applications such as rezoning, appeal and variance and stated that he feels that the application needs to state that the person applying needs to be present at the meetings otherwise there will be no action taken with the applications.

**NEW BUSINESS:**

**Resolution 19-03: Assigning Address to 2005 Stephens Blvd.** Mayor Gary Heilbrun stated that this is the new location for Adams Automotive. Motion made by Jane Baine, second by Barbara Welch to approve the resolution. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**UPDATE OF COMMISSIONS AND COMMITTEES** Chris Ellsworth reported that the P & Z Commission accepted the Steven Williams resignation letter and Becca White was elected secretary. Barbara Welch reported that the Park Committee met and that they had a guest speaker and also have a possible large donation.

**ACCEPT STEVEN WILLIAMS RESIGNATION LETTER** Motion made by Chris Ellsworth, seconded by Barbara Welch, to accept the resignation letter from Steven Williams. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried.

**ACCEPT DONALD ALLEN TO PLANNING AND ZONING COMMISSION** Motion made by Chris Ellsworth, seconded by Barbara Welch, to accept the application for P & Z from Donald Allen. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried

**ACCEPT APPLICATIONS TO THE MEMORIAL PARK COMMITTEE** Mayor Gary Heilbrun appointed Barbara Welch, Tom Johnson, Rick Gamboa, Donald Allen and Becca White to the Memorial Park Committee for a term ending 4/12/2021. Motion made by Jane Baine, seconded by Chris Ellsworth, to accept the Memorial Park Committee applications and term limitations. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried

**ESTABLISH DUQUESNE PD ACTIVITIES COMMITTEE** Mayor Gary Heilbrun appointed Flo Dempsey, Melody Cundiff, Becca White, Sara Ellsworth and Chris Ellsworth to the Duquesne PD Activities Committee for a term ending 4/12/2021. Motion made by Chris Ellsworth, second by Barbara Welch to accept the applications to establish the Duquesne PD Activities Committee with term limitations. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried  
Motion made by Chris Ellsworth, second by Adam Hogan to open a checking account in the name of Duquesne PD Activities Fund at SMB with the following to be signers: Melody Cundiff, Sara Ellsworth and Chris Ellsworth. This account is to be added to the list with all the other accounts that the city has at SMB. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried

**FINAL SITE PLAN APPROVAL – ADAMS AUTOMOTIVE** Motion made by Adam Hogan, second by Chris Ellsworth to add the Adams Automotive Final Site Plan to the agenda. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried  
Motion made by Chris Ellsworth, second by Adam Hogan to approve the final site plan for Adams Automotive. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried

**STORM WATER PROJECT** The discussion was that we apply for the grant for 16<sup>th</sup> Street and 25<sup>th</sup> Street. It is a 50/50 match and it would only cost the city approximately 18,000 that could be used over a 3 year period.  
Motion made by Chris Ellsworth, second by Barbara Welch to add the Storm water Project to the agenda. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried  
Motion made by Chris Ellsworth, second by Barbara Welch to authorize city to enter into agreement on 16<sup>th</sup> and 25<sup>th</sup> streets for the Storm Water Project. Voting in favor were Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried

There was no further business, a motion was made by Chris Ellsworth, second by Adam Hogan to adjourn the meeting. Voting in favor was Baine, Welch, Hogan and Ellsworth. Nays: None. Motion carried. Meeting adjourned at 8:57 p.m.